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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11 UNITED STATES OF AMERICA,
12
13 Plaintiff,

No. CV 06 80037 MISC MAG

14 v.

ORDER OF CONTINUING GARNISHMENT

15 Michael D. Myers aka Michael Myers,
16 Defendant(s),

17 and

18 Berkeley Unified School District ,

19 Garnishee.
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20 A Writ of Continuing Garnishment, directed to the above captioned Garnishee, has
21 been duly issued and served upon the Garnishee. Pursuant to the Writ of Continuing
22 Garnishment, the Garnishee served an Answer to the Writ by mail on 12/27/2013, stating
23 that at the time of the service of the Writ, the Garnishee had in its possession or under its
24 control personal property belonging to and due the above entitled defendant (debtor,
25 hereafter), and that Garnishee was indebted to debtor in the sum of his/her gross wages.

26 On 12/12/2013, the debtor was notified of his/her right to a hearing and has not
27 requested a hearing to determine exempt property, nor has debtor filed an Objection
28 to the Answer of Garnishee or requested a hearing on such an Objection.

1 The Application of Plaintiff and the Declaration of Michael Cosentino in Support of
2 the Application for an ORDER OF CONTINUING GARNISHMENT having been considered,
3 the matter having been submitted and good cause appearing therefor,

4 IT IS ORDERED that Berkeley Unified School District , Garnishee, immediately remit
5 to the United States Department of Justice all monies held from each pay period of the
6 debtor from 12/17/2013, to the date of this Order, and continue to pay 25 % of net earnings
7 for all future pay periods to plaintiff until the judgment of \$50,210.72, plus post judgment
8 interest at the rate of 4.720% compounded annually pursuant to 28 USC §1961(b) from the
9 date of judgment entry, 03/01/2006, less any sums tendered toward satisfaction of the
10 obligation during said time period, until the judgment is paid in full or until the Garnishee no
11 longer has custody, possession or control of any property belonging to the debtor or until
12 further Order of this court. **The balance due on the judgment as of 09/26/2013 is**
13 **\$95,607.88.**

14 IT IS FURTHER ORDERED that said payments be made payable to the U.S.
15 Department of Justice, and be mailed to the

16 U.S. Department of Justice
17 Nationwide Central Intake Facility
18 P.O. Box 790363
St. Louis, MO 63179-0363

19 referencing the debtor's name and CDCS number 2006A71903 on the check for posting
20 purposes.

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22 Dated: Mar 17, 2014

Elyse D. Lupo
UNITED STATES MAGISTRATE JUDGE